

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**REQUEST FOR FILING**  
**(RULE 53(b)(1))**

01/10/00  
 jc595  
 00/01/10

For Design or Utility Applications

(DO NOT USE FOR CIPs)

53(b)(1) PATENT APPLICATION:  
 Continuation ) application under 37 CFR 1.53(b)(1)  
 Divisional )  
 Application under 37 CFR 1.53(b)(1)  
 of pending prior application of

Group Art Unit: \_\_\_\_\_

Examiner: \_\_\_\_\_

Atty. Dkt. PM 258574 | 42887/2951671USA/bru  
 New M# \_\_\_\_\_ Client Ref \_\_\_\_\_

Inventor(s): AALTO  
 Appln. No.: 08 | 849,711  
 Series Code ↑ Serial No. ↑

Filed: June 12, 1997

Title: INCREASING THE CAPACITY OF A CELLULAR RADIO NETWORK

Date: January 10, 2000

(Parent Matter No. 238752 )

Asst. Commissioner of Patents and Trademarks

Washington, DC 20231

Sir:

To effect the above-requested filing today:

Attached is a copy (which must be filed) of the prior application, including:

Abstract  
 Specification and claims (27 pages) (must be attached)  
 Drawings (must be attached if originally filed): 6 sheet(s)/set:  1 set informal;  Formal of size  A4  11"

A. Always X one box, only:

(1)  Signed declaration or oath as originally filed in prior application attached  
 (2)  NO declaration or fee is enclosed; therefore, this is a filing under Rule 53(f).

2.  This application is hereby filed by less than all of the inventors named in the prior application. Petition is hereby made requesting deletion as inventor(s) of the following who is/are not inventor(s) of the invention being claimed in this application:

1. \_\_\_\_\_  
 3. \_\_\_\_\_  
 5. \_\_\_\_\_  
 7. \_\_\_\_\_  
 9. \_\_\_\_\_

2. \_\_\_\_\_  
 4. \_\_\_\_\_  
 6. \_\_\_\_\_  
 8. \_\_\_\_\_  
 10. \_\_\_\_\_

3. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated therein by reference thereto.

jc542 U.S. PTO  
 09/480173  
 01/10/00

4.  Priority is claimed under 35 U.S.C. 119/365 based on filing in Finland (country) of

<u>Application No.</u>	<u>Filing Date</u>	<u>Application No.</u>	<u>Filing Date</u>
(1) <u>954879</u>	<u>Oct 13, 1995</u>	(4) _____	_____
(2) _____	_____	(5) _____	_____
(3) _____	_____	(6) _____	_____

a.  (No.) Certified copy/copies attached.  
 b.  Certified copy/copies previously filed on Jun 12, 1997 in  
 U.S. Application No. 08 / 849,711, filed on Jun 12, 1997.  
series code ↑ ↑ serial no.  
 c.  Certified copy/copies filed during International stage of PCT/ /  
 (a)  Domestic priority is claimed from PCT/ FI96/00540, filed 11 October 1996.  
 (b)  Benefit is claimed of Provisional Application No. 06/, filed   .

5.  Prior application is assigned to Nokia Telecommunications Oy  
 by assignment recorded June 12, 1997 Reel 8685 Frame 0921.  
 (Date)

6.  Attached is the following number of Assignments (including original and all later successive ones by different assignors): 1 and respective new Cover Sheets. (Do NOT file old cover sheets.)  
 (Assignments in parent must be refiled with new Cover Sheets in this continuing application if you want it/them recorded against the continuing application.)  
Please return the recorded Assignment to the undersigned.

7.  The power of attorney in the prior application is to Pillsbury Madison & Sutro, LLP, Dale S. Lazar,  
28872  
 (Name and Reg. No.)  
 whose current address is as in item 8 below.

a.  Recognize as associate attorney Brian Siritzky, Reg. No. 37,497 and Heather Morin, Reg. No.  
37,336  
 (Name, Reg. No. and Address)

8. **Address all future communications to Intellectual Property Group  
 of Pillsbury Madison & Sutro LLP, Ninth Floor, East Tower 1100 New York Avenue, N.W.,  
 Washington, D.C. 20005-3918**

9.  **Amend the specification** by inserting before the first line the sentence:--This is a  
 continuation  division of Application No. 08/849,711, filed June 12, 1997  
series code ↑ ↑ serial no.  
 which is the national phase of international application PCT/FI96/00540, filed October     
11, 1996 which designated the U.S.   

9. (a)  **Amend the specification** by inserting before the first line: --This application claims the benefit of  
 Provisional Application No. 60/, filed      

10.  It has been recently determined that this new continuing application is entitled to small entity status.  
 Hence:  
 (No.) Verified Statement(s) establishing "small entity" status under Rules 9 & 27 were/are:  
 filed in above prior application (and hence applicable hereto)  
 attached.

11. Petition to extend the life of the above prior application to at least the date hereof  
 (one box)  is being concurrently filed in that prior application (Use Form PAT-111).  
 (must be)  was previously filed in that prior application (Check length of prior extension).  
 (X'd)  is not necessary for copendency (Double check before X'ing this box).

12.  **INFORMATION DISCLOSURE STATEMENT:** Attached is Form PTO-1449 listing all of the documents cited by Applicant and the PTO in the parent application(s) relied upon under 35 USC 120 and referenced in item 9 above. Per Rule 98(d) copies of those documents are not required now. Please consider those documents and advise that they have been considered in this new application as by returning a copy of the enclosed Form PTO-1449 with the Examiner's initials in the left column per MPEP 609. .

13.  Attached is a Rule 103(a) Petition to Suspend Action.

14.  **PRELIMINARY AMENDMENT to be entered before fee calculation:** (Do not make amendments here except for correction of improper multiple dependencies or cancellation of whole claims or multiple dependencies for purpose of reducing the filing fee per MPEP §§ 506 and 607; do not cancel all claims).

**Claim 5, lines, 1 and 2, change "any one of the preceding claims" to --claim 1--; Claim 7, line 1, delete "or Claim 6"; Claim 11, line 1, delete "or Claim 10"; Claim 12, line 1, delete "10 or 11,"; and Claim 14, line 1, delete "or Claim 13".**

**FILING FEE**

THE FOLLOWING FILING FEE IS BASED ON

->->->CLAIMS AS FILED AND CHANGED BY PRELIMINARY AMENDMENT IN ITEM 14<-<-<-<

SEARCHED  
INDEXED  
MAILED  
FILED  
RECEIVED  
JULY 2008

**NOTE:** If box 1A2 is X'd, do not pay fees,  
but leave lines 15-22 and 27-32 blank.

			Large/Small Entity		Fee Code
15. Basic Filing Fee .....	Design Application	\$310/\$155			106/26
16. Basic Filing Fee .....	Not Design Application	\$690/\$345	+690		101/201
17. Total Effective Claims	15	minus 20 =	0	x \$18/\$9	+0
18. Independent Claims	2	minus 3 =	0	x \$78/\$39	+0
19. If any proper multiple dependent claim (ignore improper) is present,				\$260/\$130	+0
20.				<b>Subtotal =</b>	<b>\$690</b>
21. If "petition" box 13 above is X'd, add petition fee. ....	\$130			+0	122
21A. If box 6 above is X'd, add Assignment recording fee .....	\$ 40			+40	581
22.			<b>TOTAL FILING FEE ATTACHED =</b>	<b>\$730</b>	
(carry forward to Item 31)					

23.  ATTACHED:

24.  Preliminary Amendment attached (to be entered after assigning Appln. No.)

25.  The following PRELIMINARY AMENDMENT is to be entered after assigning Appln. No.:

26.

**ADDITIONAL FEE CALCULATION FOR  
PRELIMINARY AMENDMENT  
PER BOXES 24/25**

	Claims remaining after amendment	Highest number previously paid for	Present Extra	Additional Fee	
				Large/Small Entity	File Code
27.	Total Effective Claims <u>*15</u>	minus ** <u>20</u>	= <u>      </u> x \$18/\$9 =	\$ <u>0</u>	(103/203)
28.	Independent Claims <u>*2</u>	minus *** <u>3</u>	= <u>      </u> x \$78/\$39 =	+ <u>0</u>	(102/202)
29.	If amendment enters proper multiple dependent claim(s) into this application for the <u>first time</u> , add (per application) .....		\$260/\$130	+ <u>0</u>	(104/204)
30.				ADDITIONAL FEE \$ <u>      </u>	
31.				plus <b>Fee</b> from item 22 on page 3	+ <u>730</u>
32.				<b>TOTAL FEE ATTACHED</b>	<u><b>\$ 730</b></u>
33.	*If the entry in this space is less than a entry in the next space, the "Present Extra" result is "0"				
34.	**If the "Highest number previously paid for" (see item 17 above) is less than 20, write "20" in this space				
35.	*If the "Highest number previously paid for" (see item 18 above) is less than 3, write "3" in this space				
	Our Deposit Account No. 03-3975 Our Order No. <u>60258</u>   <u>258574</u>				
		C#	M#		

**CHARGE STATEMENT:** Upon the filing of a Declaration pursuant to Rule 60(b) or 60(d), the Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Madison & Sutro LLP  
Intellectual Property Group**

1100 New York Avenue, NW  
Ninth Floor  
Washington, DC 20005-3918  
Tel: (202) 861-3000  
BS/HM:lap  
Atty./Sec.

By Atty: Brian Siritzky Reg. No. 37497  
Sig:  Fax: (202) 822-0944  
Tel: (202) 861-3702

**NOTE No. 1:** File this Request in duplicate with 2 postcard receipts (PAT-103) & attachments  
**NOTE No. 2:** Is extension in parent necessary for copendency? **DOUBLE CHECK** Item 11 above.